IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No. 19068 of 1996
Date of decision 22.9.2006

Rajbir Singh and others .. petitioners

Versus

State of Haryana and others .. Respondents

CORAM: HON'BLE MR. JUSTICE M.M. KUMAR
HON'BLE MR. JUSTICE M.M.S. BEDI

PRESENT: Mr.JS Yadav, Advocate for the petitioner

M.M.Kumar, J.

The petitioners, who are Group 'C' and 'D' employees, have claimed in the instant petition filed under Article 226 of the Constitution the grant of higher standard pay scale on completion of 10 years and 20 years of service irrespective of the fact whether it was regular or otherwise. In that regard, the instructions dated 8.2.1994 ( Annexure P.2) and the clarification dated 29.12.1995 ( Annexure P.3) have been challenged which imply that period of adhoc service earlier to regularisation is not to be considered for grant of higher standard pay scale to the employees like the petitioners.

The hearing of the instant petition was initially adjourned in the year 1996 to enable the counsel for the petitioner to make out deficiency in payment of court fee. However, the deficiency in payment of Court fee was not made good and the hearing was again deferred to 20.1.1997 and 10.3.1997. The deficiency in payment of Court fee was made good on 7.2.2006 and the case was listed for arguments on 14.2.2006. Counsel for the petitioner was not present on the following two dates i.e 14.2.2006 and

11.5.2006. On 31.7.2006, the hearing was deferred on the request made by the learned counsel to address arguments for today.

Despite numerous opportunities as detailed above having been granted, the counsel for the petitioner has not cited any law, rule or judgement showing that the petitioners are entitled to the grant of higher standard pay scale by counting the period of their adhoc service as against the regular service. Therefore, we do not find any ground to entertain this petition and accordingly the same is dismissed.

**(M.M.Kumar)**
**Judge**

**(M.M.S.Bedi )**
**Judge**

**22.9.2006**
**okg**